

E-filing

COMPLAINT by A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

NAME WEAVER WILLIE
(LAST) (FIRST) (INITIAL)

PRISONER NUMBER J-91389

INSTITUTIONAL ADDRESS PELICAN BAY
STATE PRISON P.O. Box 7000 CRESCENT
CITY, CA. 95531.
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

WILLIE WEAVER

ENTER THE FULL NAMES OF PLAINTIFF IN THIS ACTION

VS.

FOOD SERVICE

CORRECTIONAL

OFFICER DANIAL

03/05/08

ENTER THE FULL NAME OF DEFENDANT(S) IN THIS ACTION

08 1200

CASE NO. JW
(TO BE PROVIDED by the CLERK OF COURT) (PR)

COMPLAINT UNDER THE CIVIL RIGHT ACT 42 U.S.C 1983

(ALL QUESTIONS ON THIS COMPLAINT FORM MUST BE ANSWERED IN ORDER FOR YOUR ACTION TO PROCEED.)

1 EXHAUSTION OF ADMINISTRATIVE REMEDIES

NOTE: YOU MUST EXHAUST YOUR ADMINISTRATIVE REMEDIES BEFORE CLAIM CAN GO FORWARD, THE COURT WILL DISMISS ANY UNEXHAUSTED CLAIMS

A. PLACE OF PRESENT CONFINEMENT P.S.M.

B. IS THERE A GRIEVANCE PROCEDURE IN THIS INSTITUTION? YES (X) NO ()

C. DID YOU PRESENT THE FACTS IN YOUR COMPLAINT FOR REVIEW THROUGH THE GRIEVANCE PROCEDURE? YES (X) NO ()

D. IF YOUR ANSWER IS YES () NO () LIST THE APPEAL NUMBER AND THE DATE AND RESULT OF THE

COMPLAINT - 1 -

APPEAL AT EACH LEVEL OF REVIEW,
IF YOU DID NOT PURSUE A CERTAIN
LEVEL OF APPEAL EXPLAIN WHY.

1. INFORMAL APPEAL _____

2. FIRST FORMAL LEVEL _____

3. SECOND FORMAL LEVEL _____

E. IS THE LAST LEVEL TO WHICH YOU
APPEALED THE HIGHEST LEVEL OF
APPEAL AVAILABLE TO YOU?
YES () NO (X)

F. IF YOU DID NOT PRESENT YOUR CLAIM
FOR REVIEW THROUGH THE GRIEVANCE
PROCEDURE. _____

EXPLAIN WHY. STILL BEING
PROCESSED

II. PARTIES

A. WRITE YOUR NAME AND YOUR PRESENT
ADDRESS. DO THE SAME FOR ADDITIONAL
PLAINTIFFS, IF ANY. WILLIE WEAVER
PELICAN BAY STATE PRISON P.O. BOX 7000
CRESCENT CITY, CA. 95531.

B. WRITE THE FULL NAME OF EACH
DEFENDANT HIS OR HER OFFICIAL
POSITION, AND HIS OR HER PLACE
OF EMPLOYMENT.

PELICAN BAY STATE PRISON FOOD
SERVICE, CORRECTIONAL OFFICER
DANIAL 03/05/08

COMPLAINT - 2 -

STATEMENT OF CLAIM

STATE HERE AS BRIEFLY AS POSSIBLE THE FACTS, OF YOUR CASE, BE SURE TO DESCRIBE HOW EACH DEFENDANT IS INVOLVED AND HOW TO INCLUDE DATES, WHEN POSSIBLE DO NOT GIVE ANY LEGAL ARGUMENTS OR CITE ANY CASES OR STATUTES, IF YOU HAVE MORE THAN ONE CLAIM, EACH CLAIM SHOULD BE SET FORTH IN A SEPARATE

NUMBERED PARAGRAPH
ON 03/05/08 THERE WAS NO LUNCH

MEAT IN PLAINTIFF LUNCH BAG

FOR PLAINTIFF THE CORRECTIONAL OFFICER DANIAL GAVE TO PLAINTIFF THAT MORNING, PLAINTIFF HAVE COMPLAINT(S) AGAINST THIS CORRECTIONAL OFFICER DANIAL, AND FOOD SERVICE ALSO, THIS IS RETALIATION, CONSPIRACY, HARRASSMENT THE DEFENDANT SHOWED DELIBERATE INDIFFERENCE UNDER THE EIGHT AMENDMENT THAT CONSTITUTE CRUEL UNUSUAL PUNISHMENT, ON 03/05/08

IN RELIEF

YOUR COMPLAINT CANNOT GO FORWARD UNLESS YOU REQUEST SPECIFIC RELIEF, STATE BRIEFLY EXACTLY WHAT YOU WANT ARE THE COURT TO DO FOR YOU MAKE NO LEGAL ARGUMENTS, CITE NO CASES OR STATUTES.

LIABILITY DAMAGES: 25,000

TWENTY FIVE THOUSAND DOLLARS DUE TO: HARRASSMENT, CONSPIRACY, U.S. CONSTITUTIONAL VIOLATION, PUNITIVE

DAMAGES: 25,000 DUE TO: MENTAL ANGUISH I DECLARE UNDER PENALTY OF PERJURY THAT THE FORGOING IS TRUE AND CORRECT

SIGNED THIS 03 day of 05 2008

COMPLAINANT

- 3 -